AUG 1 2 2004

Certification under 37 CFR 1.8(a)

I hereby certify that this proof (along with any paper referred to as being attached or enclosed) is being deposited with The United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 9, 2004.

Brian W. Hameder Name

Signature

DOCKET: CU-3601

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

APPLICANT: Yasuko BABA et al
)
SERIAL NO: 10/785,489) Group Art Unit:
)
FILING DATE: February 24, 2004) Examiner:
)
TITLE: OPTICAL FILTER AND ORGANIC EL
DISPLAY USING THE SAME)

Mail Stop Missing Parts Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Dear Sir:

This is in response to the notice dated May 17, 2004 to file missing parts of application, a copy of which is attached.

Simultaneously herewith, applicant is filing a request for a one month extension, effectively extending the term for response from July 17, 2004 up to August 17, 2004.

Applicant submits herewith the following materials:

- Verified English translation of the application as filed, including specification, claims and abstract
- 2. 4 sheets of formal drawings
- 3. Combined Declaration & Power of Attorney

Also enclosed is check in the amount of \$260 to cover the government fees for late filing of the English translation as well as the Combined Declaration & Power of Attorney.

Should any additional fee be deemed necessary, the Commissioner is authorized to charge our Deposit Account No. 12-0400.

Respectfully submitted,

August 9, 2004

Date

/6

Attorney for Applicant

Brian W. Hameder, Reg. 45613 c/o Ladas & Parry 224 South Michigan Avenue Chicago, Illinois 60604

(312) 427-1300



Page 1 of 2

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. BOX 1450 Alexandria, Virginia 22313-1450

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/785,489

224 South Michigan Avenue

02/24/2004

Yasuko Baba

CU-3601 RJS

CONFIRMATION NO. 9913

FORMALITIES LETTER

OC000000012678603

Date Mailed: 05/17/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/12/2004 YPOLITE1 00000043 10785489

Richard J. Streit

Chicago, IL 60604

Ladas & Parry Suite 1200

01 FC:1051 02 FC:1053

130.00 OP 130.00 OP FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
 A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- Because your specification was filed in a language other than English, the Office was unable to determine
 the number of claims submitted. Additional claim fees may be due once the number of claims can be
 determined.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawing figures contain text that is not in English (including, for example, a flow chart that was originally not in English that has been marked up to include the English text) (see 37 CFR 1.84(p)(2) and 37 CFR 1.52(d)(1)). See Figure(s) 1A-1C, 2A-2C, 3,6.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$260 for a Large Entity

- \$130 Late oath or declaration Surcharge.
- \$130 for English translation surcharge required.

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE